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THE WEATHER

UTAH—TONIGHT
GENERALLY
FAIR; COLDER
NORTHERN PORTION,
SATURDAY
FAIR.



X-Ray Photographs Show Buckshot In the Right Leg of J. H. Martin, Accused Blackmailer

MAN UNDER ARREST HAD SAID WOUNDS WERE FROM BOILS

Woman in Baker City Said to Have Been the First to Disclose to the Officers the Clue That Led to the Present Trail of the Blackhanders—Martin and His Cousin Battled With Railroad Detective in the Yards at Grand Island, Nebraska, and Were Then Looked on as Box Car Thieves—Certificates of Good Character Sent From Ogden Secured Their Release—Were Prior to That Arrested in Reno, Nevada—Neighbors Had Grown Suspicious—Limping of Martin Confirmed Their Suspicious—Accused Is a Man of Family and Veteran of Spanish-American War.

J. H. Martin, residing at 3660 Ogden avenue, was arrested early last night as he was approaching his home, and held as one of the gang of blackhanders who have created a reign of terror in Ogden during the past two years.

A little later in the evening J. F. Martin, an uncle, a farmer on West Seventeenth street, and his son were taken to the sheriff's office. After being questioned, the two were allowed to go.

Last night, after his arrest, Martin was examined and what appeared to be shot wounds on his legs were said by Martin to be boils. Doctors called in pronounced said scars had been caused by buckshot. Today Dr. F. C. Osgood placed Martin under the X-ray and the plates as developed showed traces of lead in the wound on the left leg about four inches above the ankle and a large buckshot was disclosed embedded in the right leg in the fleshy part of the thigh.

The first clew as to the guilt of Martin is said to have come from Baker City, Oregon.

Since the arrest, the record of Martin has been traced. Last June he, in company with his cousin, left Ogden and went west over the Southern Pacific. At Reno they were arrested and at that time accused of crime, but both were released within a few days. From there they went up the coast to Seattle and then on to Baker City and back home.

From Ogden they departed for the East. On July 5, they engaged in a battle with railroad detectives in the yards at Grand Island, Nebraska, and were held as suspected car thieves. The father of Harry Martin secured good character statements from local bankers and other prominent people and on the strength of the certification the Martins were released by the Nebraska officials.

The hall hearings used on David Edwards, the detective, are supposed to have been taken from the Shurtliff Novelty Works on Washington avenue, between Twenty-fifth and Twenty-sixth streets, where Martin was in the habit of making frequent visits.

Martin is known to have pawned diamonds, a pawn ticket for one of the jewels for \$27.50 having been found on him at the time of his arrest. He answers the description of one of the men, who robbed Mrs. McLaren Boyle-Wallin, and Mrs. George Culver of their diamonds.

Martin was a hero of the Spanish-American war and was with Roosevelt at San Juan hill. He is known as a good shot and has the nerve to do desperate things.

Martin is now in the upper tier of cells at the city jail. He has refused to talk. He is a member in good standing of the local Knights of Pythias.

One clew leading up to Martin was obtained soon after the shooting of Edwards. Martin, on the Sunday afternoon of the battle, was to have judged a game cock fight on West Seventeenth street and his failure to be present was commented on by the bird men who said it was the first time he had remained away. This word was carried to the police.

That much stress is laid on the gunshot wounds in Martin's legs as an evidence that he was in the fight with David Edwards on West Seventeenth street, is shown in the fact that the officers took Martin to Dr. C. F. Osgood's office in the First National bank building at 9 o'clock this morning and had an X-ray photograph taken of the wounds. Those who witnessed the operation were Postoffice Detectives Ralph Smith and T. F. Fitch, Chief of Police W. L. Norton, and City Detectives George Wardlaw, Robert Burke and Charles Pincock.

The disclosures showed that a buckshot was lodged near the shin bone of the right leg and that another shot of the same size and kind had passed through the muscles of the left leg, four inches above the ankle. In the left leg were found fragments of shot and all the wounds showed

conclusively in the minds of the physician and the officers that the injuries were caused by discharges from a shotgun. Martin exhibited no particular concern about the examination and still held to his original story that the wounds were the result of boils on his leg.

The significant fact connected with the X-ray developments, connecting Martin with the blackmailing schemes of the past few weeks, is that Edwards claims he shot one of the bandits the night of the encounter on West Seventeenth street, and that he must have shot low, as the fellow was still able to run and make his getaway. So certain was Edwards that he shot one of the bandits that the next day he insisted that Detective Blair go back to the place of the battle and look for a wounded or dead man in the brush. This was done but no trace of a wounded man was found.

The other facts upon which the federal officers will base a complaint charging Edwards with using the mails to defraud, said Detective Smith and Fitch today, are the signatures found on the light contract at the office of the Utah Light & Railway company and on a check in the bank.

The officers say that the handwriting on those instruments is sufficiently identical with the handwriting in the Bristol and Eccles letters as to warrant filing a complaint.

These officers went to Salt Lake this forenoon to confer with United States District Attorney H. E. Booth, respecting the drawing up of a complaint and it is expected that a complaint will be filed with United States Commissioner S. T. Corn before the day is over. As soon as the complaint is filed, Martin will be arraigned.

Chief of Police Norton and the postoffice officers admitted today that Martin wrote his signature a few days ago and that this copy of writing is very similar with that in the black hand letters of recent date.

Chief Norton says that he is quite positive the right man has been arrested and that it is now a question only of finding his confederates. He is of the opinion that the uncle and cousin are not involved.

The officers arrived at the conclusion soon after the uncle and cousin of Martin had been incarcerated in the county jail last night that they could not be sufficiently connected with the affair as to warrant filing complaints against them and they were released. At this time only J. H. Martin will be charged with the crime.

Rumor is current that J. H. Martin had a brother, who was a leader in the blackmailing proposition and that he left the city last night after learning of the arrest. However, in this story the men are connected only with the holdup and robberies committed on the Oregon Short Line at Five Points and the Southern Pacific at Reese in the years 1910 and 1911.

A number of letters have passed between the railroad detectives and the Martins and it is claimed that the evidence against them in the holdups is growing stronger each day.

Martin has refused to give any information regarding his arrest until he has conferred with an attorney. He declines absolutely to speak about the case, either to confirm or deny anything that has been said or done in the premises.

The county and city officers have been watching Martin and others connected with him for some time, unaware that the federal officers and Pinkertons were working in the same direction. When the two departments met on the same trail, they concluded that it was time to make an arrest. The police officers say that Martin has had no particular employment for some time, except that he claimed he had built two houses in the past three years. He always has had plenty of money to spend and spent it quite freely. He is known to have limped into a cigar store the day following the shooting with Edwards. He left the city the following Monday morning and was gone more than a week. These facts, together with the man's handwriting, led the police department, caused a strong suspicion against Martin and developments since the arrest have not lessened the belief on the part of the city officials that they have captured one of the parties connected with the reign of terror in Ogden.

Business men of the city who are

acquainted with the Martins residing on West Seventeenth street say they have always borne a good reputation and have lived fair lives quite above suspicion of crime. These statements of good character apply to J. F. Martin and his son Harry who were released from custody.

Investigations have gone to great lengths and it is certain that there is yet a much to be divulged by those working on the case that cannot be given out at this time.

One report is current that a woman in an Oregon city has given information leading to the positive identification of Martin and his confederates as the blackmailers.

In the meantime Postoffice Inspector L. A. McGee has gone to San Francisco with the letters alleged to have been written by Myron A. Smith. The letters will be given over to experts in San Francisco for them to determine whether the handwriting is the same as that contained in exhibitions of writing furnished by Smith. The facts disclosed by the experts will be used against Smith when the grand jury takes up the case against him in March.

By reason of the letters addressed to Mrs. Bristol and L. R. Eccles, which form the basis for the Smith case, Inspectors Smith and Fitch stated this morning that they are handicapped in passing on the handwriting of Martin and there is no definite means of comparison. It is expected that McGee will return to Ogden as soon as he hears of the results of the case. The impression prevails that Smith was not connected with the blackmail letters.

Due to the shock given her by the news of her husband's alleged connection with the recent blackmailing outrages, and the ordeal of questioning which she was subjected to last night by detectives, Mrs. J. H. Martin was in a state bordering upon nervous prostration this morning and was not able to be interviewed.

She was removed from the home at 2669 Ogden avenue early in the day to that of her parents, Mr. and Mrs. W. H. Hamlyn at 2758 Pacific avenue. The Hamlyn family was greatly shocked at the news, but all maintain a strong belief in the innocence of the relative.

Mrs. Nellie Cook, daughter of J. F. Martin, the uncle of the accused, was interviewed at the home of Mr. Hamlyn and said that she had heard the news of her cousin's arrest last night and had walked out to the home of her father on West Twenty-seventh street to find what was the trouble. When she arrived, she learned that her father and brother Harry had also been taken into custody and that at that time she had not the remotest idea of the reason for the arrest of her relatives. With her father, who was released later in the night, she went, this morning, to the home of her cousin and found that Mrs. Martin had been taken to the home of her parents. Mrs. Cook also stoutly maintains the innocence of "Henry," as she called him.

The Martins came to Utah in the early nineties and purchased a farm from a Mr. Shepard, an old employee of the Oregon Short Line, in 1913. The farm and residence is situated about a half-mile northwest of the Seventeenth street crossing of the Southern Pacific railroad.

J. H. Martin had been living with his uncle and aunt since his early childhood as a member of the family, until the time of his marriage about nine years ago. Directly after his marriage, he moved into a small house situated on the property of his uncle, close to the railroad tracks. With his wife and family, he lived there until about 14 months ago, when he moved into town.

According to former neighbors, J. H. Martin has been connected with a number of suspicious affairs. The burning of his house, about a week after he moved into Ogden, was in the opinion of several, his own work, though he charged it to the railroad company. He always has appeared to have plenty of money and has, as far as could be learned, done but little work since he quit railroading. Neighbors also say that, while he was working as a brakeman, he boasted of passing hooches for a small sum of money and was said to have made the statement that he would be caught at it some day. He was also a breeder of game-cocks and often held cock-fights, on which occasions he had plenty of money for betting purposes. His chickens were kept on his uncle's property and he often came from town to look after them. For the past two weeks, according to a statement of one of his uncle's neighbors, Martin had not been making trips to the farm.

Persons living near the Martins home on Ogden avenue have noticed him coming home at all hours of the day bringing household supplies and they have wondered how he could

be keeping his family without working. At the time of his arrest he had \$1500 in the First National bank. J. F. Martin, the uncle, and his son Harry have however, borne excellent reputations among their neighbors.

Last night, after getting all the information that Martin would give concerning himself, Detectives Robert Burke and Pincock drove to the Martin home at 3660 Ogden avenue. There they found Mrs. Martin doing the family ironing. Pale but collected, she answered their questions at first maintaining that she knew nothing of her husband having been shot. She was not sure as to the date her husband left town, whether it was the Monday following the night of the shooting of David Edwards on lower Seventeenth street or Monday of the following week. She also denied knowledge as to what he went, saying that he told her he was going to get a job. He stayed away about a week during which time she did not receive any word from him and did not write to him because she did not know where he was. He came home about two weeks ago, entering the house in the evening by the rear door. He told her that he had injured his ankle, but she allowed him to bind up the injuries himself. She admitted when questioned further about the injury, that she had bound up a wound on his left leg.

She said further that her husband was in the habit of reading before he went to bed and that she, being used to retiring early could not know the extent of his injuries.

The officers then ceased questioning Mrs. Martin and took up a search of the house for more fire-arms, but none were found.

During this time the three children, Olive, May and Cleo were playing on the floor all unaware of the trouble that had come to their father, prattling in their childish way of the coming of Christmas and of what "daddy" had promised to bring them.

Mr. and Mrs. J. F. Martin have suffered considerable grief owing to family troubles, prior to the present affair. One of their sons committed suicide a few years ago and a granddaughter was killed by a Southern Pacific train, within sight of the Martin home. The sympathy of the neighbors is with them in their present trouble.

For some time past the officers have been in possession of facts that would lead to the suspicion that Martin had something to do with the blackmail deeds and also that he may have been implicated in the Reese holdup. In fact residents of West Seventeenth street had their suspicions against Martin and gave the information to the officers.

It is said that parties living on West Seventeenth street had suspicions that Martin had something to do with the blackmailing of the Eccles people, conclusions being drawn from the action of Martin and their knowledge of the man. They could not understand how Martin made a living, knowing that he was living well without work.

(Continued on Page Seven.)

FAIR GROUNDS ARE OFFERED FOR SALE BY DIRECTORS

The Intermountain Fair association grounds on Seventeenth street are being offered for sale by the directors of the company, who feel that the county or city should purchase this valuable tract and utilize it as a public park or as show grounds under municipal or county control. Twenty-four acres of land with one of the best half-mile race courses in the west, grandstands, exhibit buildings, stalls and various equipments make the property valuable together with its ideal location.

The Intermountain Fair association is an organized stock company and annual fairs have been held there until 1911. The last fair, as were its predecessors, was a success as a fine exhibition of Intermountain products but with the great expenses attached and the decline of racing the fair officials concluded that local fairs could not be continued under adverse financial conditions.

Last January it was practically decided to sell. The proposal now is to secure bids to be opened at the annual meeting on the second Wednesday in January, at which prices will be considered and either accepted or rejected.

O. B. Mattson is president of the organization. Other directors are: A. P. Bigelow, John Pingree, Dr. H. M. Rowe, Denny Smith and William Glawann. These are the heaviest stockholders.

Speaking of the situation, Dr. Rowe said last evening: "The fair simply could not be made to pay after the state cut off betting on races. That would lower attendance and the support received even before was not sufficient to warrant operation. That is the reason for selling."

"Some private person or persons might operate the property as an amusement center and make it pay. Also, the city or county might operate it either as an amusement place

or a park. I am rather hopeful that the city or county will make an offer for the 24 acres."

John Pingree said of the situation: "I realize that the fair can't be made to pay and it has cost the various stockholders a lot of money. Perhaps some one person can make it succeed, a man experienced in fairs and amusements, operating for himself. But I would prefer to see either Ogden City or Weber county purchase the property. It is ideally located and would make a splendid park. It has transportation facilities that can not be duplicated for other tracts. It would make a very good, large park. Of course, if the stockholders get a good offer from some person that wants to cut it up in tracts or city lots, that would certainly be considered."

TRAIN SCHEDULE IS BADLY DEMORALIZED

The entire time schedule of eastern trains, at the Union Depot was badly upset today, owing to the storm which is raging in the vicinity of Sherman Hill, west of Cheyenne. The train due at 6:59 a. m., is now scheduled to arrive at 4 p. m., and the Overland de luxe train, due at 10:40 a. m., will not arrive until after 2 p. m.

SIXTH WARD HOLDS POPULAR LADY CONTEST

The popular lady contest at the Sixth ward bazaar, which is being conducted in the Kline building on Twenty-fourth street is creating enthusiasm among the friends of the young ladies in the contest. The vote at present is as follows:

Adeline Ernstson	3568
Ruth White	1435
Verna Farr	1165
Myrtle Jackman	831
Elsa Goldemar	772
Helen Taylor	730
Lillian Wright	681
Vera Clark	675
Ruth Douglass	574
Trena Scott	253
Pearl Wardleigh	181

Tonight the attraction at the bazaar will be a Punch and Judy show and a dance will also be given in the old Union Opera house hall, on the upper floor of the building.

TERMS OF COURT IN SECOND DISTRICT ANNOUNCED

Judge James A. Howell and Nathan J. Harris have fixed the terms of court in the Second district for 1914 as follows:

Morgan County—Commencing on the first day of each and every month and ending on the second day of such month.

Weber county—Commencing on the first day of each and every month and ending on the last day of such month.

Davis County—Commencing on the twenty-seventh day of each and every month and ending on the last day of such month.

Provided, that if the opening day of any term shall come on a legal holiday, such term shall commence on the day following such holiday, unless such following day shall also be a holiday, in which event the term shall commence on the day thereafter, and when such term shall end upon a legal holiday, such term shall end on the day preceding such holiday.

BANK ROBBERS ARE CAPTURED

Blythe, Cal., Dec. 5.—The two men who robbed the Palo Verde Valley bank of \$5000 and killed the cashier, A. W. Boyles, three days ago, were captured today, according to a message received from Sheriff Wilson of Riverside county.

The two men were asleep in bed at El Centro when the sheriff's deputies pounced upon them. They gave their names as Hall Case and Tom Green, motion picture cowboys employed in Los Angeles. The officers found \$4,460 in money belts on the prisoners.

HUNDREDS TAKE REFUGE IN TREES

Texas Flood Victims Driven From Homes—Many Marooned in Cotton Gins.

LARGE DEATH TOLL

Many Bodies Reported Floating in the Water—Much Livestock Drowned.

Dallas, Texas, Dec. 5.—Hundreds of persons driven from their homes by Bryan topped the 27 mile levee which protects three counties began flooding lands about Hearne, center of Texas' flood district, today. Many more refugees were marooned in cotton gin houses awaiting rescue.

The flood's death toll today was set at 26, but this number may be slightly increased because bodies have been reported floating in the current at several points. Several hundred head of livestock have been drowned and scores of homes carried away.

Late last night the Brazos river at Bryan topped the levee which protects three counties began flooding the lowlands. Fears were expressed that a break in the levee was imminent.

An unusually heavy rain began again at Waco, where the situation during the day had shown a marked improvement. Every downtown street in the city was reported flooded. The rain was general north of Waco and reports that the river was four feet higher than Thursday morning at Grandbury caused renewed apprehension.

Appeals for aid from Hearne, 120 miles northwest of Houston, caused every available boat to be rushed to that section on a special train tonight. Five hundred persons were said to be marooned in trees.

Late tonight the last of the 105 passengers who had been marooned by the water since yesterday on a train near Martin, were rescued.

MAN WHO THOUGHT HE HAD BANDIT LOPEZ STILL IN CUSTODY

After a three days rest, owing to lack of business, the municipal court was called to order this morning by Judge Reeder and Robert Odel, Mike Riley and Frank Haley, harmless drunks, were given 5-day suspended sentences. Charles Camp, owing to circumstances, fared much worse. He got 25 days in jail for talking off the "wagon" and doing other things while the "fall" had control of him. The case of Jerry Foster, a mendicant, was continued.

James Burrup, the man who thought he had Lopez, had his case taken under advisement. Burrup was charged with carrying concealed weapons. Ben Richards, a drunk, forfeited \$10 bail.

AUSTRIAN STABBED BY COUNTRYMAN

Mike M. Achem, an Austrian, was stabbed last evening by one of his countrymen, named Samuel Green. Achem came here recently from Sanville, California.

He was standing in front of the Oaks saloon on Twenty-fifth street when Green, it is said, came up from behind and stabbed him in the neck. The knife entered the windpipe, according to examining physicians, but they declared that the man was not fatally injured. Achem was taken to the Dee hospital and Green was locked in the city jail on an open charge.

WITNESS HEARD LOUD SCREAMS

Shelbyville, Ind., Dec. 5.—The defense in the trial of Dr. William B. Craig for the alleged murder of Dr. Helene Knabe, today brought out the fact that there was no light in the Knabe apartment at the time screams were heard on the night she died. Joseph Carr, who testified yesterday for the state on direct examination said he heard screams coming from the apartment at 12:30 a. m.

LONG LOST MEN ARRIVE ON LINER

Tears Rain Down Storm-Baked Face of Captain Benson at Landing.

TELLS THRILLING TALE

Braves 3,000 Miles of Open Sea in Ship's Boat With Two Companions.

San Francisco, Cal., Dec. 5.—An Odysseus of the Pacific leaped over the rail of the liner Moana as she warped into her berth today and tears ran down his storm-baked face as he gazed again on that civilization for which he braved 3000 miles of open sea in a ship's boat with two companions.

"It was worth it," he said.

The man of today who might have stepped from the pages of Homer's epic is Captain Nels P. Benson, master of the American schooner El Dorado, which he left water-logged 2000 miles off the coast of Chile on Friday, June 13 last. He and his fourteen ship mates had all been given up for lost long ago.

Bound for Antofagasta, Chile, with lumber, the El Dorado cleared from Astoria, Ore., on April 1. She ran into heavy weather, her seams opened and after wearing themselves out at the pumps, the crew was forced to leave her a derelict. All fourteen in one open boat, they made Easter Island, the easternmost of the Polynesian group in nine days and cruised about for two days before they could find a landing place.

Once ashore, immediately creature comforts were more alluring to eleven of them than the call of home. They were content to remain with their Malay wives on an island where other white men seldom halt and never remain. But to Captain Benson and two companions, civilization was worth the risk of 3000 miles more in an open boat. They sailed for Paapeete, in the French Friendly islands, made their port and were brought to San Francisco on the Moana today. The captain brought back with him on the liner's deck, the life boat that had made his return possible.

PARTY TO MAKE ANNOUNCEMENT

Leading Republicans to Renounce Their Former Allegiance to the G. O. P.

San Francisco, Dec. 5.—The chrysalis of the Progressive party in California began to stir today in its cocoon, and at all sides were watchers to see what would emerge tomorrow, when the shell of the old Republican organization bursts open.

Since before the national elections of 1912, the state has been Progressive in fact and Republican in name. Governor Johnson, elected as a Republican, was a candidate with Theodore Roosevelt on the national Progressive ticket, and the electors pledged to Roosevelt and Johnson appeared on the ticket under the heading Republican, which by decision of the state supreme court, held no place for electors pledged to Taft and Sherman, the nominees of the Republican national convention at Chicago.

Progressive Proclamation.

Tomorrow this dominant faction of what was once the Republican party will meet to renounce formally its past allegiance and to proclaim itself the Progressive party of California. In attendance will be Governor Johnson and Progressive leaders from all over the state. Candidates for the 1914 elections, it has been announced, will not be considered.

In the meantime, the state central committee of the old-line Republican party met here today for consultation.

A declaration that the party organization would be continued was made yesterday by Chairman Gustave Bruner.

The situation has been further complicated by a call issued yesterday from Fresno to Progressive Republicans, to meet here on December 16. The backing and purpose for this call were obscure today to Republican leaders, and they were chary of discussing it. The call itself said those behind it were not in sympathy with the regular organization but would welcome the attendance of all Republicans.

CATHOLIC FUND COMPLETED.

Baltimore, Md., Dec. 5.—A fund of \$500,000, which the Knights of Columbus of this country have been collecting for more than two years for the Catholic university at Washington has been completed, according to information obtained here tonight from members and officers of the order.